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January 20, 2004

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31353 U.S.PTO
10/759256



VIA HAND DELIVERY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: New U.S. Utility Application
Continuation of 09/829,936 filed April 11, 2001
Inventor: Emmanuel CONSEILLER et al.
Title: **Polypeptides (MPB1) Capable of Interacting
With Oncogenic Mutants of the p53 Protein**
Attorney Docket: ST98033

Dear Sir:

Please accord the enclosed application a filing date and serial number. Applicants hereby claim priority to U.S. application 09/829,936, filed April 11, 2001, which claims priority to international PCT application PCT/FR99/02465, filed October 12, 1999, and priority to prior U.S. provisional application 60/132,331, filed May 3, 1999, and priority to French application FR 98/12754 filed October 12, 1998, each of which are incorporated herein by reference.

The following are attached:

- 1) Utility Application Transmittal Form (4 pages);
- 2) Credit Card Payment Form (1 page)
- 3) Application Data Sheet (3 pages);
- 4) Specification (pages 1-75), 9 pages of Formal Drawings
(Figs. 1, 2, 3, 4a, 4b, 5, 6, 7, 8); copy of executed Declaration as filed in parent (4 pages); Sequence Listing (26 pages)
- 5) Preliminary Amendment filed in parent (9 pages)
- 6) Stamped Return Receipt Postcard

If necessary, the undersigned authorizes the Commissioner to deduct required payments from Deposit Account No. 50-1129 during the pendency of this application. Also, if necessary, applicants hereby request any extension of time necessary in parent application 09/829,936 to maintain co-pendency and the undersigned hereby authorizes payment from Deposit Account No. 50-1129.

Respectfully submitted,

David J. Kulik, Esq.
Reg. No. 36,576
Attachments

29693

PATENT & TRADEMARK OFFICE

012004

UTILITY PATENT APPLICATION TRANSMITTAL
(Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
 ST98033

Total Pages in this Submission

U.S. PTO

TO THE COMMISSIONER FOR PATENTS

Mail Stop Patent Application
 P.O. Box 1450
 Alexandria, VA 22313-1450

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

POLYPEPTIDES (MBPI) CAPABLE OF INTERACTING WITH ONCOGENIC MUTANTS OF THE p53 PROTEIN

and invented by:

Emmanuel CONSEILLER, Laurent DEBUSSCHE and William GALLAGHER

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: 09/829,936

Which is a:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: _____

Which is a:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: _____

Enclosed are:

Application Elements

1. Filing fee as calculated and transmitted as described below

2. Specification having 75 pages and including the following:
 - a. Descriptive Title of the Invention
 - b. Cross References to Related Applications (*if applicable*)
 - c. Statement Regarding Federally-sponsored Research/Development (*if applicable*)
 - d. Reference to Sequence Listing, a Table, or a Computer Program Listing Appendix
 - e. Background of the Invention
 - f. Brief Summary of the Invention
 - g. Brief Description of the Drawings (*if filed*)
 - h. Detailed Description
 - i. Claim(s) as Classified Below
 - j. Abstract of the Disclosure

UTILITY PATENT APPLICATION TRANSMITTAL
(Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
80375.0037A

Total Pages in this Submission

Application Elements (Continued)

3. Drawing(s) (*when necessary as prescribed by 35 USC 113*)
 - a. Formal Number of Sheets 9
 - b. Informal Number of Sheets _____
4. Oath or Declaration
 - a. Newly executed (*original or copy*) Unexecuted
 - b. Copy from a prior application (37 CFR 1.63(d)) (*for continuation/divisional application only*)
 - c. With Power of Attorney Without Power of Attorney
 - d. DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. Incorporation By Reference (*usable if Box 4b is checked*)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. CD ROM or CD-R in duplicate, large table or Computer Program (Appendix)
7. Application Data Sheet (See 37 CFR 1.76)
8. Nucleotide and/or Amino Acid Sequence Submission (*if applicable, all must be included*)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. Paper
 - c. Statement(s) Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

9. Assignment Papers (*cover sheet & document(s)*)
10. 37 CFR 3.73(B) Statement (*when there is an assignee*)
11. English Translation Document (*if applicable*)
12. Information Disclosure Statement/PTO-1449 Copies of IDS Citations
13. Preliminary Amendment
14. Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)
15. Certified Copy of Priority Document(s) (*if foreign priority is claimed*)
16. Certificate of Mailing
 First Class Express Mail (*Specify Label No.:*) _____

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Docket No.
80375.0037A

Total Pages in this Submission

Accompanying Application Parts (Continued)

17. Additional Enclosures (please identify below):

Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)

18. Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

Warning

An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.

UTILITY PATENT APPLICATION TRANSMITTAL
(Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

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Fee Calculation and Transmittal

CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	67	- 20 =	47	x \$18.00	\$846.00
Indep. Claims	3	- 3 =	0	x \$86.00	\$0.00
Multiple Dependent Claims (check if applicable)	<input type="checkbox"/>				\$0.00
				BASIC FEE	\$770.00
OTHER FEE (specify purpose)					\$0.00
				TOTAL FILING FEE	\$1,616.00

A payment form check in the amount of \$1,616.00 to cover the filing fee is enclosed.

The Director is hereby authorized to charge and credit Deposit Account No. as described below.

Charge the amount of _____ as filing fee.

Credit any overpayment.

Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.

Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).



Signature

Dated: January 20, 2004

David, J. Kulik, Registration No. 36,576
Patent Administration
Wiley, Rein & Fielding LLP
1776 K Street, N.W.

cc: